

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
INTERNATIONAL FINANCE CORPORATION, :  
 :  
Plaintiff, :  
 :  
-against- :  
 :  
KORAT WASTE TO ENERGY CO., LTD., :  
 :  
Defendant. :  
-----X

07 Civ. 5451 (SHS)

ORDER

SIDNEY H. STEIN, U.S. District Judge.

A pretrial conference having been held today, with counsel for both parties present,

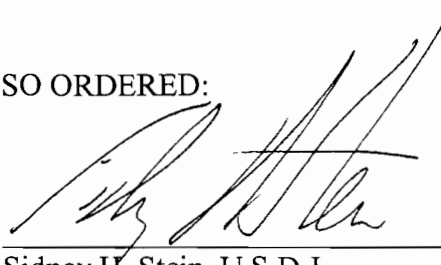
IT IS HEREBY ORDRED THAT:

1. For the reasons set forth on the record, defendant's motion to dismiss the complaint [13] is granted in part and denied in part; specifically, the motion is granted as to counts II and IV of the Complaint and denied as to count I. In addition, defendant has conceded that it is liable for a termination fee pursuant to paragraph 7 of the Letter of Intent, and accordingly defendant's motion to dismiss count III of the Complaint is denied;

2. There will be a pretrial conference on April 25, 2008, at 11:30 a.m.

Dated: New York, New York  
March 26, 2008

SO ORDERED:

  
\_\_\_\_\_  
Sidney H. Stein, U.S.D.J.